

ORIGINAL

LEWIS BRISBOIS BISGAARD & SMITH LLP

221 NORTH FIGUEROA STREET, SUITE 1200
LOS ANGELES, CALIFORNIA 90012-2601
TELEPHONE (213) 250-1800

DAVID N. MAKOUS (State Bar # 082409)
makous@lbbslaw.com
DANIEL C. DECARLO (State Bar # 160307)
decarlo@lbbslaw.com
MINA I. HAMILTON (State Bar # 213917)
hamilton@lbbslaw.com
LEWIS BRISBOIS BISGAARD & SMITH LLP
221 North Figueroa Street, Suite 1200
Los Angeles, California 90012-2601
Telephone: (213) 250-1800
Facsimile: (213) 250-7900

Attorneys for Plaintiffs
TRAFFICSCHOOL.COM, INC. and
DRIVERS ED DIRECT, LLC, California companies.

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

Priority
Send
Enter
Closed
JS-5/JS-6
JS-2/JS-3
Scan Only

FILED
CLERK, U.S. DISTRICT COURT
AUG 29 2007
CENTRAL DISTRICT OF CALIFORNIA
BY DEPUTY

TRAFFICSCHOOL.COM, INC.,
a California corporation; DRIVERS
ED DIRECT, LLC, a California
limited liability company,

Plaintiffs,

vs.

EDRIVER, INC., a California
corporation; ONLINE GURU, INC.,
FIND MY SPECIALIST, INC., and
SERIOUSNET, INC., California
corporations; RAVI K. LAHOTI, an
individual; RAJ LAHOTI, an
individual; and DOES 1 through 10,

Defendants.

Case No. CV 06-7561 PA (CWx)

The Honorable Percy Anderson

PLAINTIFFS' EX PARTE
APPLICATION AND ~~PROPOSED~~
ORDER TO FILE UNDER SEAL
DOCUMENTS:

- (1) PLAINTIFFS' OPPOSITION
MEMORANDUM TO
DEFENDANTS' MOTION FOR
SUMMARY JUDGMENT;
- (2) SEPARATE STATEMENT
OF GENUINE ISSUES; AND
- (3) SECOND COMPENDIUM OF
DECLARATIONS AND
EXHIBITS

Date: September 10, 2007
Time: 1:30 p.m.
Crtn.: 15

DOCKETED
CLERK, U.S. DISTRICT COURT
AUG 27 2007
CENTRAL DISTRICT OF CALIFORNIA
BY DEPUTY

DOCKETED ON CM
AUG 31 2007
BY *RP* UU5

71

1 TO THE COURT, ALL PARTIES, AND COUNSEL OF RECORD:

2 Pursuant to Local rules 79.5 and 7-19 and the protective order entered in this
3 case, plaintiffs TrafficSchool.com, and Drivers Ed Direct, LLC ("Plaintiffs") hereby
4 apply *ex parte* for permission to file under seal Plaintiffs' Opposition Memorandum
5 to Defendants' Motion for Summary Judgment, Separate Statement of Genuine
6 Issues, and Second Compendium of Declarations and Exhibits, which support
7 Plaintiffs' Opposition Memorandum to Defendants' Motion for Summary Judgment.

8 The grounds for this application are that (a) several of the exhibits
9 accompanying the declarations supporting Plaintiffs' motion have been designated
10 by either Plaintiffs and Defendants as "Confidential" or Confidential -
11 Attorneys'Eyes Only"; (b) related confidential information is incorporated into the
12 memorandum and the separate statement of undisputed facts; (c) the memorandum,
13 statement of undisputed facts, and compendium of declarations and exhibits cannot
14 be reviewed without the designated information; and (d) Plaintiffs have filed
15 redacted versions of the aforementioned documents in open court, thereby putting as
16 much information in the public record as possible while protecting and respecting the
17 confidential designations in this case.

18
19
20
21
22
23
24
25 ///

26 ///

27 ///

28 ///

Pursuant to Local Rule 7-19.1, Plaintiffs have provided notice of this application to counsel for Defendants on August 27, 2007 and prior thereto. Counsel for Defendants have indicated that they do not intend to oppose the application.

DATED: August 27, 2007

Respectfully submitted,

LEWIS BRISBOIS BISGAARD & SMITH LLP

By Mina Hamilton

David N. Makous
Daniel C. DeCarlo
Mina I. Hamilton
Attorneys for Plaintiffs
TRAFFICSCHOOL.COM, INC. and
DRIVERS ED DIRECT, LLC, California
companies.

IT IS SO ORDERED.

DATED: Aug. 29, 2007

[Signature]
UNITED STATES DISTRICT JUDGE

PROOF OF SERVICE

Trafficschool.com, Inc. v. Edriver, Inc. - File No. 25162.14

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 221 N. Figueroa Street, Suite 1200, Los Angeles, California, 90012.

On August 27, 2007, I served the following document described as **PLAINTIFFS' EX PARTE APPLICATION AND [PROPOSED] ORDER TO FILE UNDER SEAL** on all interested parties in this action by placing ☒ a true copy ☐ the original thereof enclosed in sealed envelopes addressed as follows:

Brian M. Daucher, Esq.
Joseph H. Tadros, Esq.
Amy Merlo, Esq.
SHEPPARD MULLIN RICHTER & HAMPTON
650 Town Center Drive, 4th Floor
Costa Mesa, California 92626-1925
Telephone: (714) 513-5100
bdaucher@sheppardmullin.com
jtadros@sheppardmullin.com
amerlo@sheppardmullin.com

☒ BY EMAIL VIA PDF

☒ (FEDERAL) I declare that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on August 27, 2007 at Los Angeles, California.


VICKI TOWLES